

### **REMARKS**

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 1, 2, 6, 8-15, 17, 18, 22, 23 and 26 are pending in the present application. Claims 1, 2, 6, 12, 17 and 22 have been amended and claims 3-5, 16 and 19 have been canceled by the present Amendment.

In the outstanding Office Action, the specification and claim 12 were objected to; claims 2-4, 12 and 19-21 were rejected under 35 U.S.C. § 112, second paragraph; claims 1, 5, 6, 8-10, 12 and 19-21 were rejected under 35 U.S.C. § 102(b) as anticipated by the embodiment shown in Figure 2 of Stouffer; claims 1-4 were rejected under 35 U.S.C. § 102(b) as anticipated by the embodiment shown in Figure 21 of Stouffer; claims 22, 23 and 26 were rejected under 35 U.S.C. § 102(b) as anticipated by the embodiment shown in Figure 18 of Stouffer; claims 11 and 13-15 were rejected under 35 U.S.C. § 103(a) as unpatentable over the embodiment shown in Figures 2 of Stouffer; claims 1, 16 and 17 were rejected under 35 U.S.C. § 103(a) as unpatentable over Rydahl in view of Stouffer; and claim 18 was allowed.

Regarding the objection to the specification, claim 19 has been canceled.

Regarding the objection to claim 12, claim 12 has not been rewritten into independent form to include the subject matter recited in claims 7 and 11.

Regarding the rejections of the claims under 35 U.S.C. § 112, second paragraph, the appropriate claims have been canceled or amended to address the concerns noted in the Office Action. Accordingly, it is respectfully requested these rejections be withdrawn.

Claims 1, 5, 6, 8-10, 12 and 19-21 stand rejected under 35 U.S.C. § 102(b) as anticipated by Stouffer. This rejection is respectfully traversed.

Independent claim 1 has been amended to include subject matter similar to that recited in allowed dependent claim 18. In particular, amended independent claim 1 has been amended to clarify that the conduit is installed the space, the flow spreading mechanism further comprises at least one sink installed at a predetermined location inside a wall surrounding the space, the at least one sink comprising an opening for discharging fluid inside the space to the outside, and air

discharged from the outlet moves along the wall, and is dispelled out through the at least one sink. Independent claim 12 includes similar features in a varying scope.

These features are supported at least by Figure 5 and the corresponding description in the specification. For example, Figure 5 illustrates the conduit of the flow spreading mechanism 300 is installed the space 500, the flow spreading mechanism 300 further comprises at least one sink 400 installed at a predetermined location inside a wall 510 surrounding the space 500, the at least one sink 400 comprising an opening for discharging fluid inside the space to the outside, and air discharged from the outlet moves along the wall 510, and is dispelled out through the at least one sink 400 (see also page 11, line 11 to page 12, line 8).

On the contrary, as shown in Figure 2 of Stouffer, the oscillator 10 does not include the claimed at least one sink installed at a predetermined location inside a wall surrounded by the space including the conduit nor the feature in which air discharged from the outlet moves along the wall, and is dispelled out to the at least one sink being an opening for discharging fluid inside the space to the outside.

Accordingly, it is respectfully submitted independent claims 1 and 12 and each of the claims depending therefrom are allowable.

Claims 1-4 stand rejected under 35 U.S.C. § 102(b) as anticipated by Figure 21 of Stouffer. This rejection is respectfully traversed.

Similar comments apply to this rejection as that discussed above. Accordingly, it is respectfully requested this rejection also be withdrawn.

Claims 22, 23 and 26 stand rejected under 35 U.S.C. § 102(b) as anticipated by Figure 18 of Stouffer. This rejection is respectfully traversed.

Independent claim 22 includes similar features as that discussed above with respect to independent claims 1 and 12. Further, Figure 18 of Stouffer also does not teach or suggest the claimed features. Accordingly, it is respectfully requested this rejection also be withdrawn.

Claims 11 and 13-15 stand rejected under 35 U.S.C. § 103(a) as unpatentable over Figure 2 of Stouffer. This rejection is respectfully traversed.

It is respectfully submitted this rejection has also been overcome as claims 11 and 13-15 are dependent claims.

Claims 1, 16 and 17 stand rejected under 35 U.S.C. § 103(a) as unpatentable over Rydahl in view of Stouffer. This rejection is respectfully traversed.

As discussed above, Stouffer does not teach or suggest the features recited in amended independent claim 1. Further, in Rydahl, because the upper part of the space is open, the air discharged from the outlet (see the reference numeral 50 in Figure 2) is directed to an upper opened direction. That is, the air in Rydahl is directed into the upper opened space, and not the wall.

Accordingly, it is respectfully requested this rejection also be withdrawn.

**CONCLUSION**

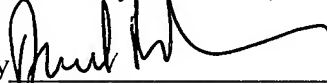
In view of the above amendment, applicant believes the pending application is in condition for allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact David A. Bilodeau, Reg. No. 42,325 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.147; particularly, extension of time fees.

Dated: August 12, 2008

Respectfully submitted,

By 

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